

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

KWAME MASSINA

CIVIL ACTION

v.

FILED

JAN 26 2018

LAWRENCE MAHALLY, et al.

NO. 16-2691

KATE BARKMAN, Clerk  
By \_\_\_\_\_ Dep. Clerk  
ORDER

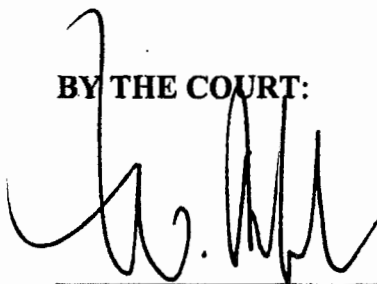
AND NOW, this 26<sup>th</sup> day of January, 2018, upon consideration of the

Petition for a Writ of Habeas Corpus, the Commonwealth's Response, the other documents filed by the parties, and after review of the Report and Recommendation of United States Magistrate Judge Carol Sandra Moore Wells, is hereby **ORDERED** that:

1. The Report and Recommendation is **APPROVED AND ADOPTED**;
2. The Petition for a Writ of Habeas Corpus is **DISMISSED and DENIED**, without an evidentiary hearing; and
3. Petitioner has neither shown denial of a federal constitutional right, nor established that reasonable jurists would disagree with this court's procedural disposition of his claims. Consequently, a certificate of appealability is **DENIED**.

IT IS SO ORDERED.

BY THE COURT:



WENDY BEETLESTONE J.

ENT'D JAN 29 2018